

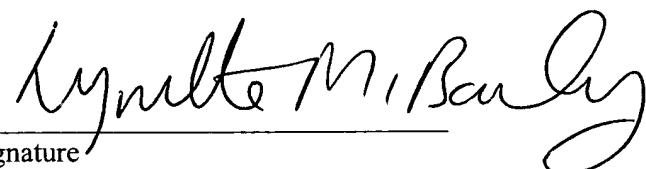


Attorney Docket No. 1301-004

**CERTIFICATE OF MAILING UNDER 37 CFR 1.10**

Serial No.: 09/672,421  
Filing Date: September 28, 2000  
Applicant: Bulka et al.  
Title: NEGATIVE CACHE MANAGEMENT SYSTEM  
AND METHOD  
Date of Deposit May 12, 2005  
Type of Document(s) Certificate of Mailing  
Copy of Response to Examiner's Notice of Allowability as filed  
by express mail and facsimile on March 24, 2005, with copy of marked up  
Figures 4 and 6 and copy of Replacement Figures 4 and 6;  
Issue Fee Transmittal Form PTOL-85;  
Check for \$1,400 for large entity issue fee; and  
Return Receipt Postcard.

I hereby certify that the documents identified above are being deposited with the United States  
Postal Service with sufficient postage as first class mail in an envelope on May 12, 2005 and is addressed  
to Mail Stop Issue Fee, Director of the United States Patent and Trademark Office, P.O. Box 1450,  
Alexandria, Virginia 22313-1450.

  
\_\_\_\_\_  
Signature

Lynette M. Bailey

**COPY****Auto-Reply Facsimile Transmission**

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3/24/2005 9:25:49 AM [Eastern Standard Time]

11 (including cover page)

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Received  
Cover  
Page

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	Mar 24 05 08:26a Daniels Daniels Verdonik 919-544-5920  <small>DANIELS DANIELS &amp; VERDONIK, P.A.</small> <b>FACSIMILE MEMORANDUM</b> <hr/> <p>This transmission has <u>11</u> pages, including cover page.          If there are any problems, please call (919) 544-5444.</p> <p><b>CONFIDENTIALITY NOTE</b></p> <p>The documents accompanying this telefax transmission contain information belonging to Daniels Daniels &amp; Verdonik, P.A. that is confidential and/or legally privileged. This information is only intended for the use of the individual or entity named above.  <b>IF YOU ARE NOT THE NAMED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR TAKING OF THIS INFORMATION FOR ANY USE WHATSOEVER IS STRICTLY PROHIBITED.</b>          If you have received this telefax in error, please immediately contact us by telephone to arrange for return of the original documents to us.</p> <hr/> <p><b>TO:</b> Group 2100 (After Final) <b>URGENT</b>          Examiner Jason Cardone, Group 2145</p> <p><b>FAX #:</b> (703) 872 9306 <b>(1301-004)</b>  <b>FROM:</b> A. José Cortina  <b>DATE:</b> March 24/2004  <b>RE:</b> U.S. Application No. 09/672,421 to Bulka et al.;          Atty. Docket No. 40921/205583 ('1301-004)</p> <hr/> <p>Please pass the attached drawings to Examiner Cardone for his immediate attention and response.</p> <p><small>ATTORNEYS AT LAW P.O. BOX 12115, RESEARCH TRIANGLE PARK, NC 27709 919.544.5920 FAX 919.544.5921 1000 BLUFF ST., SUITE 200, DURHAM, NC 27701 FAX 919.544.5922</small></p>
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Application No. 09/672,421  
Resubmission of Drawings dated March 24, 2005  
Reply to Notice of Allowance dated March 2, 2005



Application No.: 09/672,421 Confirmation No.: 8185  
Applicant: Bulka et al.  
Filed: September 28, 2000  
TC/AU 2145  
Examiner: Cardone, Jason D.  
Docket No.: 40921/205583 (1301-004)  
Customer No.: 26108

By Facsimile to (703) 872 9306 and U.S. Mail

Mail Stop AF  
Commissioner for Patents  
P O Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

Sir:

Responsive to the objection to the drawings in the Notice of Allowability issued March 2, 2005, and pursuant to the undersigned's discussion with the Examiner, Applicants' hereby expressly state that the drawings filed with the Response dated June 17, 2004 are in fact formal drawings. Examiner Cardone indicated in the teleconference that by formally making this statement, the objection would be withdrawn.

1. Nonetheless, to further facilitate removal of the objection, attached is a copy of Notice of Allowability dated March 2, 2004 in which Box 3 is checked and states that the drawings filed on June 17, 2004 have been accepted by the Examiner. The Notice also requests corrected drawings in Box 6(b) be submitted by the Examiner's Amendment dated March 24, 2004. As Box 3 clearly shows that the requirement of Box 6(b) has previously been met. Thus, as required by the Examiner, Applicants hereby again state that the drawings as filed with the June 17, 2004 Response are formal drawings and the requirement for replacement drawings has been met; and

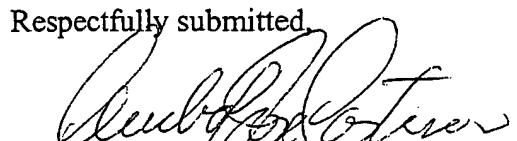
Application No. 09/672,421  
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2. Further, also attached is a copy of June 17, 2004 drawing submission of Marked Up Replacement Sheets for Figures 4 and 6 and Proposed Replacement Sheets Figure 4 and Figure 6.

Applicants request that the Examiner indicate acceptance of the drawings as filed.

Dated: March 24, 2005

Respectfully submitted,

  
A. José Cortina, Reg. No. 29,733

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Notice of Allowability MAY 16 2005



Application No.	BULKA ET AL.	
09/672,421 Examiner	Art Unit	
Jason D Cardone	2145	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTO-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to 12/7/04.
2.  The allowed claim(s) is/are 1-4, 6-9, 11-16, 20-23, 25-28, 30-35, 39, 40.
3.  The drawings filed on 17 June 2004 are accepted by the Examiner.
4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All    b)  Some\*    c)  None    of the:
  1.  Certified copies of the priority documents have been received.
  2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

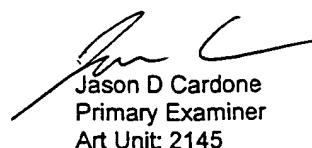
\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.  
(a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached  
    1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.  
(b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of  
    Paper No./Mail Date 3/24/2004.  
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

#### Attachment(s)

1.  Notice of References Cited (PTO-892)
2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)
3.  Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
    Paper No./Mail Date \_\_\_\_\_
4.  Examiner's Comment Regarding Requirement for Deposit  
    of Biological Material
5.  Notice of Informal Patent Application (PTO-152)
6.  Interview Summary (PTO-413),  
    Paper No./Mail Date \_\_\_\_\_.
7.  Examiner's Amendment/Comment
8.  Examiner's Statement of Reasons for Allowance
9.  Other \_\_\_\_\_.



Jason D Cardone  
Primary Examiner  
Art Unit: 2145